

with George Townsend on the stand for the prosecution. —Did some work for Sam Nowlin last December; met a schooner seventy-five miles off the island; went off in the Waimanalo on Friday before New Year's; met the schooner on New Year's eve; guns and ammunition were taken ashore at Kahala; knew Rickard; Thursday night Wilcox and Rickard were on the steamer; knew John Lane by sight; told Lot Lane of the landing of arms at Kahala; there were several men around Lot; they seemed to be young; Warren also spoke with Lot; left and went to Bertelmann's house; went out to Kahala on Saturday evening before the fight; was at Kaalawai on Sunday; the guns were cleaned and passed out to the natives, who were coming all forenoon; on Monday was still there; Wilcox was in command at Kaalawai; left there Monday night.

Cross-examined:—Warren and I were talking to Lot Lane at the same time; Wilcox called me away to go to Bertelmann's; cannot tell whether accused was there or not; did not see anyone leave on horseback; when I left, went straight to Bertelmann's house, where I remained until daybreak; the other men who were with Lot Lane were standing in the dark, and I could not recognize them; Lot came right up to us; could not help but recognize him; the report to Lot Lane was given in ordinary tone.

Charles Bartow:—Knew John Lane, the accused; saw him at his home on Saturday night, January 5th; went to Kaae's house, where John Lane lives, for the purpose of getting ready to fight; Jim Lane, native boy and myself started out to Kaalawai together.

Cross-examined:—John Lane walked into dining-room and then went out again; walked in and out about twice; that is all I know about him. Dick I:—Am a back-driver; John Lane has ridden in my hack; last drove him on the night of January 5th; found him at the house of Abraham Fernandez; told me to drive in on King street; when we reached the King street bridge Jerry Simonson came up and asked Lane where he was going; Lane told him he was on his way home; Lane told me to drive out toward the residence of J. A. Cummings; asked him where he was going; told me to drive him to Bertelmann's; told him there was a fight out there; said not to mind that; asked me to go in and help natives fight; said his purpose was to fight and that two or three nights previous he had helped to land arms; we were stopped near Sans Souci and Lane was arrested.

Cross-examined:—My stand is at corner of Bethel and King streets; Simonson stopped us and asked Lane where he was going; Lane answered he was going home; Simonson said alright; this was at the King street bridge; told Lane there was shooting going on at Waikiki; he asked me to go in and help him; told me he was going out to help fight; told me that two or three days before he had gone out to land arms; the book which you ask me about I saw which I have here in my pocket is a little memorandum book; did not make a memorandum at the time of what he told me; put down on last Saturday what I recollected of the ride with Lane; had a talk with Judge-Advocate Robertson on last Saturday night and made a memorandum of what took place the Sunday night of the fight; wrote it down in my book because I wanted to be prepared for the witness-stand; wanted to be sure of what I told Robertson; Lane spoke to me in Hawaiian; told me to go to Bertelmann's; told him they were fighting out there; told me to go on for there was work to be done; asked me to go out and help him; nothing was said about the disposition of my hack; have never been arrested; when I returned that night told Kaae that John had been arrested; after my return to town heard of the shooting of Carter; some of the hackmen at my stand reported that a fight was going on at Waikiki, and that is how I knew of it.

W. O. Smith was the last witness for the prosecution, but was unable to be present on account of business at Court. The Judge-Advocate asked that he be allowed to testify later. Granted by the defense.

The defense started with John Baker on the stand.

John Baker:—Was not a leader under Nowlin; did not furnish Nowlin any list of names of persons who would join in the fight; furnished Nowlin with list of men who had not taken the oath of allegiance.

Cross-examined:—Found out people who had not taken the oath by going and asking them; Nowlin spoke to me about making up the list some four months ago.

Re-direct:—There were about fourteen or fifteen names, which were written on white paper; gave list to Charlie Clark.

William Olepau:—Gave Nowlin a list of names of natives about ten days before the beginning of the revolution; gave him two or three lists; there were about a hundred names on one list; told the men to join the "Aloha Aina" league for the overthrow of the Government; there were over two hundred names in all; Pukila and John Mahuka went with me at times to collect names; Pukila had a list; he had about sixty eight men; gave his list to Sam Nowlin.

John Mahuka:—Got a list of names which I gave to Sam Nowlin; gave him list two or three months before the outbreak; had about twenty five names on my list; asked natives to join the "Aloha Aina" league; only gave Nowlin one list.

Lot Lane:—Went to Bertelmann's on Thursday, the 3d of January; met Warren and Townsend at 5 o'clock of the next morning; was at Bertelmann's canoe shed; the two came along on the beach when we were there; Wilcox, Jim Lane, Willie Lane and Hakuole were there; John Lane was not present; Charlie Warren made the report and then Townsend repeated it; John came to town on my horse about five minutes previous to the arrival of Warren and Townsend.

Cross-examined:—Warren was not on the scene when John left for town on my horse; spoke to John about going out to Waikiki; told him with others that there was something secret I knew of, but did not mention what it was; told John on Saturday night that I was going out to Bertelmann's to have a good time.

William Lane:—Was at Bertelmann's on Thursday night; we were in the canoe shed on the following morning; saw Warren about 6 o'clock

in the morning; John Lane was there when Warren and Townsend arrived; left for home when I saw Warren and Townsend; John went away before I left; nothing was said about arms being landed when I was there; did not know of any arms; it was daylight and I could see plainly.

Cross-examined:—John, Jim and I went out to Waikiki on Thursday under Wilcox's command; he did not tell us why we were to go out; did not say anything to John on Saturday about it.

W. O. Smith for the prosecution:—Sunday evening January 5th was the first the Government knew of the rebellion; John Lane did not give any information to the Government so far as I know.

Robert Wilcox:—Was at Bertelmann's early Friday morning; was in the canoe shed; Townsend, Warren and I came together; did not see John Lane; would have seen him had he been there; did not see John after that.

Cross-examined:—Didn't see John Thursday evening; when I left Kaae's with Jim Lane, Willie Lane and Hakuole, I was going to Kakaako.

John Lane:—Knew Hakuole; no conversation about landing arms took place between him and me; knew Warren; at daybreak I left on my brother's horse and came to town; never heard any conversation about arms.

Attorney Neumann began his speech but remembered that he had forgotten to question the defendant with regard to the statements of John I. The Court allowed him to place the witness on the stand again.

John Lane recalled:—I drove I out to Waikiki on Sunday night; had no conversation with him in regard to any fight or the landing of arms; did not ask him to join in any fight.

Cross-examined:—When I left Kaae's house on Thursday night I went under the orders of Wilcox who told me to go to Bertelmann's and there wait; had no conversation with Wilcox in regard to an outbreak; do not remember any conversation with any one else in regard to the outbreak; did not know what I went to Waikiki for; Wilcox said he would tell me the purpose upon his arrival; did not see Wilcox upon my arrival at Bertelmann's; waited for him and slept on Bertelmann's veranda.

The question, "where were you going Sunday night when John I. drove you out?" precipitated an argument between counsel for defense and the Judge-Advocate. The former claimed that the latter had no right to ask a question that he had not introduced in the direct examination. The latter held that his question was in the direct line of counsel's examination and was sustained by the court.

Cross-examination continued:—Was going to Bertelmann's on the Sunday night of the outbreak; told I that I was going out to Bertelmann's, but had no conversation about the fight and the landing of arms; told Simonson, when he met us at the King street bridge, that I was going home; knew at that time that I was going out to Bertelmann's.

Mr. Neumann held that the testimony brought forth by the prosecution was not sufficient to convict the defendant of the charge. He stated that there were hundreds of people in this city who had heard rumors of an uprising among the natives and that John Lane knew no more than these. The testimony as given by John I, Hakuole and Warren was contradictory and unreliable. No matter what suspicion might rest upon the accused he could not be convicted on the testimony brought forth.

Judge Advocate Robertson thought that the only inference which could be drawn from the testimony presented was that John Lane was up to the neck in the revolution, and was only prevented by an accident from joining into the fight. The bare denial of the defendant did not go to prove that Dick I and Hakuole were lying when they made their statements. He thought it peculiar that John Lane should be going out to Waikiki on the night of the landing of arms and on the night of the outbreak. The nature and manner in which the evidence was given together with the circumstances pointed plainly to conviction.

Court adjourned until 9:30 this morning.



Mr. George W. Tulley
Benjamin, Missouri.

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BY AUTHORITY.

PROCLAMATION.

EXECUTIVE BUILDING,
HONOLULU, H. I., January 7, 1895.

The right of WRIT OF HABEAS CORPUS is hereby suspended and MARTIAL LAW is instituted and established throughout the Island of Oahu, to continue until further notice, during which time, however, the Courts will continue in session and conduct ordinary business as usual, except as aforesaid.

By the President:

SANFORD B. DOLE,

President of the Republic of Hawaii.

J. A. KING,

Minister of the Interior.

Convention Between the Postoffice Department of Canada and the Postoffice Department of the Hawaiian Islands Concerning the Exchange of Closed Parcels by Mail.

For the purpose of further extending the postal relations between the Dominion of Canada and the Hawaiian Islands, the undersigned, Sir Adolphe P. Caron, Postmaster-General of Canada, and Joseph M. Oat, Postmaster-General of the Republic of Hawaii, by virtue of authority vested in them by law, have agreed upon the following articles:

1. There shall be a regular exchange of closed parcels by mail between Canada and the Hawaiian Islands.

2. Such parcels shall be forwarded by the steamers of the Canadian-Australian Steamship Line, plying between Vancouver, Canada, and some port or ports in Australia, touching at Honolulu.

3. The maximum weight of a parcel shall be five (5) pounds and the maximum dimensions shall be two (2) feet in length and one foot in width or depth.

4. The rate of postage shall be twenty (20) cents per pound or fraction thereof.

5. This postage rate shall be divided as follows: To credit of the Hawaiian Islands, four (4) cents per pound for land transit, and to credit of Canada, eight (8) cents per pound for sea transit and eight (8) cents for land transit.

6. The Postoffice of Canada shall provide for the sea conveyance of the parcels passing both ways between the two countries.

7. The parcels exchanged shall not contain any articles the transmission of which is prohibited under the regulations relating to other classes of matter passing by mail between the two countries.

8. Every parcel shall be accompanied by a Custom declaration, which shall be affixed to the parcel, showing the value of the contents, and all parcels received in either country shall be subject to the Customs laws and regulations thereof.

9. The Postoffice of Honolulu shall be the exchange office for the Hawaiian Islands, and the Postoffice of Vancouver the exchange office for Canada.

10. Each parcel mail shall be accompanied by a parcel bill in which shall be entered by the dispatching office, the number of the parcel, the place of posting, the name of the addressee, the declared value of the contents, and the number of rates prepaid, and also at the foot of the bill the number of parcels dispatched, and the gross and net weight of the mail.

11. Parcels must be securely and substantially packed and shall be dispatched from one country to another in strong wicker baskets which the Postoffice of Canada shall supply, but half the cost of which shall be paid by the Postoffice Department of the Hawaiian Islands.

12. Undelivered parcels may be re-directed to the senders in the country of origin, subject to the same postage rate to which they were severally originally liable, which may either be prepaid in the country from which the parcel is returned, or charged upon the bill for collection on delivery. Should such a parcel, returned without prepayment, fail of delivery to the sender, the country of origin shall notify the country from which the parcel was returned of the fact and claim credit for the amount of postage charged against it on such parcel.

13. Parcels which cannot be delivered to the persons addressed, and the senders of which cannot be found, shall, unless otherwise determined in special cases, after correspondence between the two administrations, be returned to the administration of the country of origin for disposal as undelivered (dead) matter.

14. The accounts relating to the

charges made upon parcels shall be prepared quarterly by the Postoffice of Canada, and shall be transmitted in duplicate to the Postoffice Department of the Hawaiian Islands for verification and settlement.

15. This convention shall take effect on the first day of March, 1895, and shall remain in force until the expiration of a period of six months after the date upon which one of the two contracting administrations shall have notified the other of its intention to terminate it.

Done in duplicate and signed at Ottawa, Canada, on the 24th day of January, A.D. 1895, and at Honolulu, Hawaiian Islands, on the 31st day of December, A.D. 1894.

(Signed) ADOLPHE P. CARON,
Postmaster-General of Canada.

(Signed) JOS. M. OAT,
Postmaster-General of the Republic of Hawaii.

(Signed) Approved:
S. M. DAMON,
Minister of Finance.

GENERAL HEADQUARTERS, REPUBLIC OF HAWAII,
ADJUTANT GENERAL'S OFFICE,
HONOLULU, Island of Oahu, H.I., January 16, 1895.

SPECIAL ORDER NO. 25.

ORDER FOR A MILITARY COMMISSION.
A Military Commission is hereby ordered to meet at Honolulu, Island of Oahu, on Thursday, the 17th day of January, A. D. 1895, at 10 o'clock A. M., and thereafter from day to day for the trial of such prisoners as may be brought before it on the charges and specifications to be presented by the Judge Advocate.

The Officers composing the Commission are:

1. Colonel William Austin Whiting, First Regiment, N. G. H.
2. Lieutenant-Colonel J. H. Fisher, First Regiment, N. G. H.
3. Captain C. W. Ziegler, Company F, N. G. H.
4. Captain J. M. Camara, Jr., Company C, N. G. H.
5. Captain J. W. Pratt, Adjutant, N. G. H.
6. Captain W. C. Wilder, Jr., Company D, N. G. H.
7. First Lieutenant J. W. Jones, Company D, N. G. H.

Captain William A. Kinney, Aide-de-Camp on General Staff, Judge Advocate.

By order of the Commander-in-Chief,

(Signed.) JNO. H. SOPER,

3893-1f Adjutant-General.

NOTICE.

All persons are hereby notified that they are strictly forbidden to use fire crackers, Chinese bombs, or any fire works whatever within the limits of Honolulu.

E. G. HITCHCOCK,
Marshal Republic of Hawaii.
Honolulu, January 22d, 1895.

3894-1f

NOTICE.

Special Orders, No 26.

The Military Commission now in session in this city, convened by Special Orders No. 25, dated January 16, 1895, from these Headquarters will hold its sessions without regard to hours.

By order of the Commander-in-Chief,

JNO. H. SOPER,
Adjutant-General.
Adjutant-General's Office, Honolulu,
January 19, 1895. 3897-1f

Notice.

All bills against the Police Department, contracted between January 6 and February 14 are ordered to be presented to the Marshal before February 20th, 1895.

E. G. HITCHCOCK,
Marshal Republic of Hawaii.

3920-6t

Saloon Notice.

From and after date liquors of all descriptions will be allowed to be sold at the licensed saloons, between the hours of 6 A.M. and 6 P.M., providing the same be drunk on the premises.

No liquors shall be taken away from such saloons excepting beer.

Any violation of this will cause such saloon to be immediately closed.

The presence of any person under the influence of liquor upon any saloon premises will also be sufficient to cause such saloon to be immediately closed.

E. G. HITCHCOCK,
Marshal, Republic of Hawaii.
February 6th, 1895.

3912-1f

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Come and inspect our stock of Holiday Goods; the LOWEST and BEST.

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